

1 BRIAN J. STRETCH (CABN 163973)  
2 United States Attorney

3 BARBARA J. VALLIERE (DCBN 439353)  
4 Chief, Criminal Division

5 MICHAEL MAFFEI (CABN 240978)  
6 KAREN KREUZKAMP (CABN 246151)  
7 Assistant United States Attorneys

8 450 Golden Gate Avenue, Box 36055  
9 San Francisco, California 94102-3495  
10 Telephone: (415) 436-7014  
11 FAX: (415) 436-7234  
12 Karen.Kreuzkamp@usdoj.gov

13 Attorneys for United States of America

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 SAN FRANCISCO DIVISION

17 UNITED STATES OF AMERICA, ) NO. CR- 16-508-EMC

18 Plaintiff, )

19 v. )

20 KRISHA VIRAMONTES, )

21 Defendant. )

22 UNITED STATES OF AMERICA, ) NO. CR-16-531-EMC

23 Plaintiff, )

24 v. )

25 CHRISTOPHER KINNEY, )

26 Defendant. )

27 [PROPOSED] ORDER EXCLUDING TIME FROM

28 ICP WCT[ '33."4239"TO O CTEJ '3."4239

29 ORDER EXCLUDING TIME

30 Case No. CR 16-508-EMC

31 Case No. CR 16-531-EMC

## **STIPULATION**

IT IS HEREBY STIPULATED by the parties, through undersigned counsel, that:

1. The parties appeared before the Court on January 11, 2017 at 2:30 p.m. for a status conference. Defendant Krishna Viramontes, represented by Geoffrey Hansen, was present and in custody. Defendant Christopher Kinney, represented by Gail Shifman, was present and in custody. Assistant United States Attorneys Michael Maffei and Karen Kreuzkamp appeared for the Government. The Court, after hearing the status in this case, scheduled a further status hearing for March 1, 2017, the date proposed by counsel.

2. The Court so scheduled the status hearing with the understanding that the parties would submit a Stipulation and Proposed Order excluding time.

3. The parties now formalize their request for a continuance of this matter to March 1, 2017 at 2:30 p.m. for a further status hearing, and respectfully submit and agree that the period from January 11, 2017 through and including March 1, 2017 should be excluded from the otherwise applicable Speedy Trial Act computation because the continuance is necessary for effective preparation of counsel, taking into account the exercise of due diligence. Specifically, the time requested for exclusion will allow counsel for the defendants to review the discovery in this case.

IT IS SO STIPULATED.

DATED: January 12, 2017

BRIAN J. STRETCH  
United States Attorney

/s/  
MICHAEL MAFFEI  
KAREN KREUZKAMP  
Assistant United States Attorneys

**ORDER EXCLUDING TIME**

1 DATED: January 12, 2017

2  
3 /s/  
4 GEOFFREY HANSEN  
Counsel for Defendant  
Krisha Viramontes

5 DATED: January 12, 2017

6  
7 /s/  
8 GAIL SHIFMAN  
Counsel for Defendant  
Christopher Kinney

9  
10 **[PROPOSED] ORDER**

11 Based upon the above-described Stipulation, THE COURT FINDS THAT the ends of justice  
12 served by granting a continuance January 11, 2017 through and including March 1, 2017 outweigh the  
13 best interest of the public and the defendants in a speedy trial, and that failure to grant such a  
14 continuance would unreasonably deny the defendants the reasonable time necessary for effective  
15 preparation, taking into account the exercise of due diligence.

16 Accordingly, THE COURT ORDERS THAT:

17 1. The parties shall appear before the Court on Monday, March 1, 2017 at 2:30 p.m. for a  
18 status conference.

19 2. The period from January 11, 2017 through and including March 1, 2017 is excluded from  
20 the otherwise applicable Speedy Trial Act computation, pursuant to 18 U.S.C. § 3161(h)(7)(A) &  
21 (B)(iv).

22  
23 IT IS SO ORDERED.



24  
25 HON. EDWARD M. CHEN  
26 United States Senior District Judge

27 DATED: 1/12/2017